



THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor Application of)
Viktor Soitu) Group:
Serial No.: 10/670,588)
Filed: September 25, 2003)
Title: CONSTRUCTION AND METHOD IN) Examiner:
ELECTRIC MOTOR DRIVE)

PETITION FOR REVIEW OF NOTICE OF INCOMPLETE NON-PROVISIONAL
APPLICATION AND REQUEST FOR REFUND

MS Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby petitions for a review of the Notice of Incomplete Non-Provisional Application (The Notice), mailed by the United States Patent and Trademark Office, on August 23, 2004. The Notice indicates that the application was submitted without drawings and without a declaration. Pursuant to 37 C.F.R. 1.53(e)(2), Applicant submits herewith a check in the amount of \$130.00, which is the petition fee required by 37 C.F.R. 1.17(h). Applicant contends that the Application was properly submitted and should be afforded a filing date of September 25, 2003. In support thereof, the Attorney for the Applicant states the following:

1. On September 25, 2003, the subject Application was deposited with the United States Post Office utilizing express mail, as evidenced by a copy of a transmittal letter, identified as Exhibit 'A', attached hereto and made a part hereof;
2. The document identified as Exhibit 'A' was assigned mailing number EV 270178650 US;
3. The Application mailing included a return addressed postcard receipt, a copy of which is identified as Exhibit 'B', attached hereto and made a part hereof;

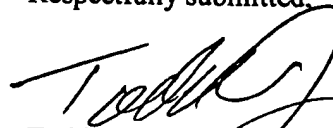
4. The postcard, identified as Exhibit 'B' was received by the United States Patent and Trademark Office as evidence by the USPTO sticker identified by Serial No. 10/670,588 dated September 25, 2003;
5. The postcard receipt (Exhibit 'B') specifies each and every paper being filed, including five sheets of drawings and an executed declaration;
6. A copy of the five sheets of drawings originally submitted with the application is identified as Exhibit 'C', and is attached hereto and made a part hereof;
7. A copy of the executed declaration originally submitted with the application is identified as Exhibit 'D', and is attached hereto and made a part hereof.
8. A new declaration identifying the present application by serial number and filing date is not required since this application was filed as a continuation under 37 CFR 1.53(b), and a copy of the declaration from the parent application was included.

WHEREFORE, Applicant respectfully petitions that the subject Application be afforded the filing date of September 25, 2003, that the five sheets of drawings attached hereto as Exhibit C and the executed declaration attached hereto as Exhibit 'D' be placed with the other papers of the Application and that the petition fee in the amount of \$130.00 be refunded to the Applicant.

In the event Applicant has overlooked the need for an extension of time, an additional extension of time, payment of fee, or additional payment of fee, Applicant hereby conditionally petitions therefor and authorizes that any charges be made to Deposit Account No. 20-0095, TAYLOR & AUST, P.C.

Should any question concerning any of the foregoing arise, the Examiner is invited to telephone the undersigned at (260) 897-3400.

Respectfully submitted,



Todd T. Taylor
Registration No. 36,945

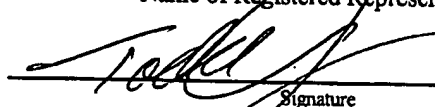
Attorney for Applicant

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on: October 7, 2004.

Todd T. Taylor, Reg. No. 36,945

Name of Registered Representative



Signature

October 7, 2004

Date

TTT6/ar

TAYLOR & AUST, P.C.
142 S. Main Street
P.O. Box 560
Avilla, IN 46710
Telephone: 260-897-3400
Facsimile: 260-897-9300

Enc.: Return postcard
Exhibits A-D

"EXPRESS MAIL" COVER LETTER
U.S. PATENT APPLICATIONS

Date: September 25, 2003

MS Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

EXHIBIT "A"



RE: Application for United States Letters Patent

APPLICANT: Viktor Soitu

TITLE OF INVENTION: CONSTRUCTION AND METHOD IN
ELECTRIC MOTOR DRIVE

Sir:

Forwarded herewith is the above-identified application, consisting of the following:

Form PTO 1390
International Application (PCT/FI00/00990)
Specification (17 Sheets)
Claims (5 Sheets)
Abstract
Drawings (5 Sheets)
Declaration X Executed Unexecuted
Assignment Yes X No
Information Disclosure Statement X Yes No
Form PCT/RO/101 (English)
Form PCT/ISA 210 (English)
Preliminary Amendment (w/substitute specification and abstract)
Marked up International Application

Respectfully submitted,

Max W. Garwood
Registration No. 47,589

Attorney for Applicant

EV270178650US

MWG/dc

TAYLOR & AUST, P.C.
142 South Main Street
P.O. Box 560
Avilla, IN 46710
Telephone: 260-897-3400
Facsimile: 260-897-9300

"EXPRESS MAIL" Mailing Number EV 270178650 US

Date of Deposit September 25, 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 CFR 1.10 on the date indicated above and is addressed to MS Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Debbie M. Cyr

(Typed Name of Person Mailing Paper or Fee)

(Signature of Person Mailing Paper or Fee)

LARGE ENTITY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: VOI0200.CON

Prior Application : 09/889,279

Examiner : K. Addison

Art Unit : 2834

MS Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a request for filing a [X] continuation [] divisional application under 37 C.F.R. 1.53(b) of:

Prior Application Serial No: 09/889,279 filed: July 13, 2001

of: Viktor Soitu

(Inventor(s) currently of record in prior application)

entitled: CONSTRUCTION AND METHOD IN ELECTRIC MOTOR DRIVE

(Title of Invention)

1. [X] Enclosed is a copy of the prior application, including the oath or declaration as originally filed.

2. The filing fee is calculated as follows:



CLAIMS AS FILED IN THE PRIOR APPLICATION, LESS ANY CLAIMS
CANCELED BY AMENDMENT BELOW

				CHECK IF LARGE ENTITY				X
ITEM	NUMB ER FILED		E X T R A	SMALL ENTITY		NON-SMALL ENTITY		TOTAL FEES
				RATE	FEE	RATE	FEE	
Basic Fee				\$375.00	-	\$750.00	\$750.00	\$750.00
Total Claims	10	- 20	0	\$9.00	-	\$18.00	\$0.00	\$0.00
Independent Claims	2	- 3	0	\$42.00	-	\$84.00	\$0.00	\$0.00
Multiple Dependent Claims				\$140.00	-	\$280.00	\$0.00	\$0.00
Total Filing Fee:								\$750.00

3. A check in the amount of \$750.00 is enclosed. (Check No.10853)
4. [X] Please amend the specification by inserting before the first line the sentence:
--This is a continuation of application Serial No. 09/889,279 filed July 13, 2001.--
5. [X] New informal drawings are enclosed.
6. [X] The prior application is assigned of record to Voith Paper Patent GmbH.
7. [] A new combined declaration and power of attorney is enclosed.
8. [X] A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)
9. [X] I have reviewed the attached specification and drawings and have determined that no new matter is present therein over prior application Serial No. 09/889,279, filed on July 13, 2001.
10. [X] Incorporation by Reference: The entire disclosure of the parent application listed herein, from which a copy of the oath or declaration is supplied, is considered to be part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

LARGE ENTITY

11. ☒ The Director of the United States Patent and Trademark Office is hereby authorized to charge payment of the following fees or credit any overpayment associated with this communication or during the pendency of this application to Deposit Account No. 20-0095, TAYLOR & AUST, P.C. A duplicate copy of this letter is enclosed.

- ☒ Any additional filing fees required under 37 CFR 1.16.
☒ Any patent application processing fees under 37 CFR 1.17.
☒ Any fees under 37 CFR 1.16 for presentation of extra claims.

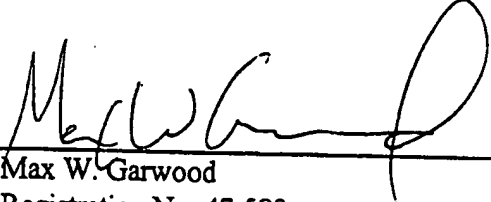
12. ☐ Applicant(s) hereby request(s) that the above-captioned application NOT BE PUBLISHED under 35 U.S.C. § 122(b) and 37 C.F.R. § 1.211. The undersigned hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

12. Please address all future communications to :

Todd T. Taylor
Taylor & Aust, P.C.
142 S. Main St.
P.O. Box 560
Avilla, Indiana 46710
Telephone: 260-897-3400
FAX: 260-897-9300

September 25, 2003
Date

Address of signatory:
Taylor & Aust, P.C.
142 S. Main St.
P.O. Box 560
Avilla, Indiana 46710
Telephone: 260-897-3400
FAX: 260-897-9300


Max W. Garwood
Registration No. 47,589

Attorney for Applicant



EXHIBIT "B"

RECEIPT IS ACKNOWLEDGED OF:
TYPE OF PAPER: New U.S. Patent Application
TITLE: CONSTRUCTION AND METHOD OF AN ELECTRIC MOTOR DRIVE
APPLICANT: Viktor Soim
SERIAL NO.:
FILING DATE: September 25, 2003
ENCS.: (CHECK NO. 10853, \$750.00)

03945 U.S. PTO

10/670588



Form PTO 1390
International Application (PCT/FI00/00990)
Specification (17 pages)
Claims (5 pages)
Abstract
Drawings (5 Sheets)
Declaration (executed)
Information Disclosure Statement
Form PCT/RO/101
Form PCT/ISA 210
Preliminary Amendment (w/substitute specification and abstract)
Marked up International Application

DATE MAILED: September 25, 2003
OUR REF.: VOI0200.CON
MWG/dc